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30 JUL 25 2005
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 32 CLERK, U.S. DISTRICT COURT
 33 NORTHERN DISTRICT OF CALIFORNIA

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 55 DANIEL N. ZENCHELSKY

56 UNITED STATES DISTRICT COURT
 57 NORTHERN DISTRICT OF CALIFORNIA
 58 SAN FRANCISCO DIVISION

59 PROTEGO NETWORKS, INC., a Delaware
 60 corporation,

61 Case No. C05-00464 MJJ

62 Plaintiff,

63 STIPULATION EXTENDING TIME
 64 FOR DEFENDANT TO ANSWER
 65 AND STIPULATION REGARDING
 66 APPLICABLE STATUTE OF
 67 LIMITATIONS AND DISMISSAL OF
 68 DELAWARE ACTION

69 v.

70 DANIEL N. ZENCHELSKY,

71 Defendant.

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1 DANIEL N. ZENCHELSKY,

2 Counterclaimant.

3 v.

4 PROTEGO NETWORKS LLC, PARTHA
5 BHATTACHARYA, IMIN LEE, AND YU
LIAO,

6 Counterclaim Defendants.

Complaint Filed: February 1, 2005

7

8 Pursuant to N.D. Cal. Civil Local Rule 6-1(a), plaintiff Protego Networks, Inc., now
9 Protego Networks LLC ("Protego") and defendant Daniel N. Zenchelsky stipulated that defendant
10 would have up through and including Wednesday, July 6, 2005, to answer the complaint of
11 plaintiff Protego, and Mr. Zenchelsky filed an answer to the Complaint and asserted a
12 Counterclaim against Protego, and individuals Partha Bhattacharya, Imin Lee and Yu Liao on
13 July 6, 2005 (the "Zenchelsky Counterclaim"). This enlargement of time did not alter the date of
14 any event or any deadline already fixed by Court order.

15

16 Counterclaim Defendants Protego, Mr. Bhattacharya and Ms. Lee stipulate and agree that
17 for purposes of any applicable statutes of limitations, the Zenchelsky Counterclaim, filed on July
18 6, 2005, shall be deemed to have been filed in this action on February 3, 2005. In consideration
19 of this stipulation, Mr. Zenchelsky further stipulates and agrees that on or before July 25, 2005,
20 he will dismiss the action he filed on or about February 3, 2005, against Protego, Imin Lee, Partha

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1 Bhattacharya, and Phil Chiu in the United States District Court for the District of Delaware
2 (*Zenchelsky v. Protego Networks, Inc.*, U.S.D.C. Del. Case No. 1:05-cv-00057-GMS).

IT IS SO STIPULATED.

Dated: July 12, 2005

FENWICK & WEST LLP

~~By: Kathryn J. Fritz~~

Atorneys for Plaintiff and Counterclaim
Defendant PROTEGO NETWORKS, INC.,
now Protego Networks LLC and
Counterclaim Defendants Partha
Bhattacharya and Imin Lee

Dated: July 2005

LINER YANKELEVITZ SUNSHINE &
REGENSTREIF LLP

By: John Doe

Atorneys for Defendant and
Counterclaimant
DANIEL N. ZENCHELSKY

IT IS SO ORDERED

MARTIN J. JENKINS
UNITED STATES DISTRICT JUDGE
7/25/07
DATE